

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION**

GUSTAVO ROMANELLO and ACELA
ROMANELLO,

Plaintiffs,

v.

BANKUNITED, INC., TRUSTEE SERVICES
OF CAROLINA, LLC, BROCK & SCOTT,
PLLC, RAGSDALE LIGGETT, PLLC and
ASHLEY H. CAMPBELL,

Defendants.

Case No. 5:12 CV 371-FL

**MOTION OF RAGSDALE LIGGETT,
PLLC AND ASHLEY H. CAMPBELL
TO DISMISS THE PLAINTIFFS'
AMENDED COMPLAINT IN LIEU OF
FILING AN ANSWER**

The Defendants Ragsdale Liggett PLLC and Ashley H. Campbell (jointly "Defendants"), by and through counsel, move pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure to dismiss Plaintiffs' Amended Complaint in lieu of filing an Answer. In support of this Motion to Dismiss, Defendants state that the Plaintiffs have failed to state a claim against the Defendants upon which relief can be granted.

WHEREFORE Defendants respectfully request that the Court dismiss this cause of action against the Defendants.

This the 4th day of September, 2012.

MANNING FULTON & SKINNER, P.A.

By: /s/ J. Whitfield Gibson
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Ashley H. Campbell*

CERTIFICATE OF SERVICE

I hereby certify that on that copy of the foregoing **MOTION OF RAGSDALE LIGGETT, PLLC AND ASHLEY H. CAMPBELL TO DISMISS THE PLAINTIFFS' AMENDED COMPLAINT IN LIEU OF FILING AN ANSWER** was filed with the Clerk of Court using the CM/ECF System which will send notification of such filing to the following:

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This the 4th day of September, 2012.

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